

UNITED STATES BANKRUPTCY COURT

Eastern District of Virginia (Richmond)

In re Janet Renee Victory
Debtor

Case No. 10-38346
Chapter 13

Notice of Mortgage Payment Change

If you file a claim secured by a security interest in the debtor's principal residence provided for under the debtor's plan pursuant to § 1322(b)(5), you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

Name of creditor: The Bank of New York Mellon, etc.

Court claim no. (if known): 3

Last four digits of any number you
use to identify the debtor's account: 5517

Date of payment change:

Must be at least 21 days after date of this notice

04/01/2012

New total payment:

Principal, Interest, and escrow, if any

\$1,910.28

Part 1: Escrow Account Payment Adjustment

Will there be a change in the debtor's escrow account payment?

- ☐ No
- ☒ Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why:

Current escrow payment: \$252.71

New escrow payment: \$341.53

Part 2: Mortgage Payment Adjustment

Will the debtor's principal and interest payment change based on an adjustment to the interest rate in the debtor's variable-rate note?

- ☒ No
- ☐ Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why:

Current interest rate: _____

New interest rate: _____

Current principal and interest payment: _____

New principal and interest payment: _____

Part 3: Other Payment Change

Will there be a change in the debtor's mortgage payment for a reason not listed above?

- ☒ No
- ☐ Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: _____

Current mortgage payment: _____

New mortgage payment: _____


Part 4: Sign Here

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number if different from the notice address listed on the proof of claim to which this Supplement applies.

Check the appropriate box:

☐ I am the creditor. ☒ I am the creditor's authorized agent.
(Attach a copy of power of attorney, if any.)

I declare under penalty of perjury that the information provided in this Notice is true and correct to the best of my knowledge, information, and reasonable belief.

 /s/ Suzetta Mays
Assistant Vice President

Date 03/30/2012

Print: Suzetta Mays

Title Assistant Vice President

Company Bank of America, N.A.
Address 2380 Performance Drive
Richardson, TX 75082

Specific Contact Information:
Phone: 214-209-5223
Email: suzetta.mays@bankofamerica.com

CERTIFICATE OF SERVICE

I hereby certify that on March 30, 2012, I have served a copy of this Notice and all attachments to the following by U.S. Mail, postage pre paid and via filing with the US Bankruptcy Court's CM ECF system.

Debtor:

Janet Renee Victory
6103 Hot Spring Lane
Fredericksburg, VA 22407

Debtor's Attorney:

Richard James Oulton
The Debt Law Group, PLLC
2800 N Parham Rd
Suite 100
Henrico, VA 23294

Trustee:

Robert E. Hyman
P.O. Box 1780
Richmond, VA 23218-1780

/s/ Bill Taylor

Authorized Agent

0-71a8bd6f-15b9-4427-8e6d-be896f3d6db1



Home Loans

0041743 01 MB 0.401 **AUTO T9 0 2786 22407-3709

MSQ XW AG 074-----0-2-9B C0000077 IN 1 P41784

JANET R VICTORY

6103 Hot Spring Ln

Fredericksburg VA 22407-3709

**IMPORTANT MESSAGE ABOUT YOUR LOAN**

Enclosed is an escrow analysis for your loan. The purpose of this notification is to advise you that the escrow portion of your payment is changing to \$341.53 effective April 01, 2012.

WHAT THIS MEANS

This notification is for informational purposes only. Your next statement will arrive shortly. It will provide a payment coupon and will include the new escrow payment amount of \$341.53.

ADDITIONAL INFORMATION

Principal Balance	\$369,163.40
Partial Payment Balance (unapplied funds)	\$1,087.12
Home loan payment due 04/01/2012	\$1,910.28

This informational notice is being sent to the following borrowers at address set forth above in reference to the Chapter 13 Bankruptcy filing: JANET R VICTORY

WHAT YOU NEED TO DO

Please keep this notification for your records.

THANK YOU FOR YOUR BUSINESS

For additional information regarding your escrow analysis, or any other account details, call 1.800.669.5224, Monday-Friday 7a.m. - 7p.m. Local Time. The address for general inquiries and all RESPA Qualified Written Requests is: Bank of America, N.A., Attn: Customer Service CA6-919-01-41, PO Box 5170, Simi Valley, CA 93062-5170.







Home Loans

Property address

6103 Hot Spring Lane

Janet R Victory

ESCROW ACCOUNT REVIEW

ESCROW EXPLAINED

Part of your monthly loan payment goes into an account to pay for your property taxes and insurance premiums. During the year, payments are made out of this account when bills come due. This notice describes any changes needed in your monthly payment to maintain enough money in your escrow account to pay these bills. In our step-by-step analysis, we determine the data shown below to calculate your new escrow payment.

See below for:

- an in-depth explanation of each step of your escrow analysis
- side-by-side comparison of last year's projected and actual data

SUMMARY

Base amount needed (see Step 1)	The expected monthly amount needed to pay your property taxes and insurance premiums	\$287.92
Shortage payment (see Step 2)	The monthly amount you must pay into your escrow account to keep the balance from falling below zero during the year	\$53.61
Reserve requirement (see Step 3)	The monthly amount allowed by federal law for unexpected tax and insurance increases and other costs	\$0.00
New monthly escrow payment (see Step 4)		\$341.53
New monthly home loan payment effective 04/2012 (see Step 4)		\$1,910.28

HOW WE CALCULATE YOUR ESCROW PAYMENT

STEP 1

Determine base amount needed for the year

Escrow items	Amount needed	Frequency in months	Monthly amount needed
County taxes	\$1,105.53	6	\$184.26
Homeowners insurance	1,244.00	12	103.67
Total monthly base payment amount			\$287.92

STEP 2

Determine lowest projected balance

In the chart located below, we project the amounts you will pay into your escrow account next year and the amounts we will pay out for your insurance and tax bills. Remember, these figures are only projections and may not reflect the actual payments made at the time they are due.

Month	Escrow deposit(s)	Tax payment(s)	Insurance payment(s)	MIP/PMI payment(s)	Balance
Beginning balance					\$220.47 D
April 2012	287.92				508.39
May 2012	287.92	1,105.53			-309.22
June 2012	287.92				-21.30
July 2012	287.92				266.62
August 2012	287.92				554.54
September 2012	287.92				842.46
October 2012	287.92				1,130.38
November 2012	287.92	1,105.53			312.77
December 2012	287.92		1,244.00		-643.31 *
January 2013	287.92				-355.39
February 2013	287.92				-67.47
March 2013	287.92				220.45
Ending balance					\$220.45
Lowest projected balance					-\$643.31
Shortage payment amount					\$53.61

* Lowest projected balance (LPB)

D-The letter (D) beside the escrow balance amount indicates that your mortgage payments are delinquent, and the Beginning balance from Step 2 of HOW WE CALCULATE YOUR ESCROW PAYMENT will not match the Actual Ending balance from the LAST YEAR IN REVIEW section.

We may charge you a fee for any payment returned or rejected by your financial institution, subject to applicable law.

PAYMENT INSTRUCTIONS

- Please
 - don't send cash
 - don't staple the check to the payment coupon
 - don't include correspondence
 - include coupon with payment
- Write your account number on the check or money order.
- Write in any additional amounts you are including.
- Make your check payable to
Bank of America, N.A.
Attn: Remittance Processing
PO Box [REDACTED]
Wilmington, DE 19886-5222

Account number [REDACTED]
Janet R Victory
6103 Hot Spring Lane
Fredericksburg, VA 22407

(1)

Escrow shortage due **Apr 1, 2012****\$643.31**

2786

N/A

N/A

Check total



At the time of analysis, Bank of America, N.A. assumes that all scheduled mortgage payments will be made to the effective date of your new payment.

You, of course, have the option to pay your anticipated shortage in full. *(See Step 4 for more information.)*

STEP 3**Determine reserve requirement**

Federal law allows for the collection of a reserve amount to maintain a cushion for unexpected tax and/or insurance increases and other costs. The reserve used for this period is shown below.

Lowest projected balance (<i>see step 2 above</i>)	-\$643.31	
Total reserve requirement (00.0% of the base amount) *	.00	
Additional amounts required	.00	
Monthly reserve requirement (\$0.00 divided by 12)		\$0.00
Available overage	\$0.00	

* Base amount equals the total of payments anticipated to be paid out of the escrow account during the year but excludes PMI/MIP amounts.

STEP 4**Determine monthly payments****Calculation of monthly escrow payment**

Base amount needed for taxes and/or insurance (<i>see Step 1</i>)	\$287.92	
Shortage payment (<i>see Step 2</i>)	53.61	
Reserve requirement (<i>see Step 3</i>)	.00	
Total monthly escrow payment		\$341.53

Calculation of monthly home loan payment

Principal and/or interest	\$1,568.75	
Total monthly escrow payment	341.53	
Total monthly home loan payment effective 04/2012		\$1,910.28

If you choose to pay your shortage in full, your payment will be reduced by the shortage amount of \$53.61, leaving you with a payment of \$1,856.67.

**LAST YEAR
IN REVIEW****Current analysis compared to previous****Monthly amount**

<i>Amount needed for taxes and insurance</i>	<i>Last analysis</i>	<i>This analysis</i>
County taxes	\$184.26	\$184.26
Homeowners insurance	103.67	103.67
Total base escrow payment	\$287.92	\$287.92
Shortage payment	18.71	53.61
Reserve requirement	47.80	.00
Rounding amount	.00	.00
Monthly escrow payment	\$354.43	\$341.53
Principal and/or interest	\$1,568.75	\$1,568.75
Monthly escrow payment	354.43	341.53
Total payment amount	\$1,923.18	\$1,910.28

Summary of escrow change

As shown, your base escrow amount remained the same. Your reserve percentage decreased. Your reserve payment decreased. The result of these issues caused your total escrow payment to decrease. Additionally, you were left with a shortage.

A side-by-side comparison of last year's projected escrow account activity and actual activity can be found below.



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How we post your payment: All accepted payments of principal and interest will be applied to the longest outstanding installment due, unless otherwise expressly prohibited or limited by law. If you submit an amount in addition to your scheduled monthly amount, we will apply your payments as follows: (i) to outstanding monthly payments of principal and interest, (ii) escrow deficiencies, (iii) late charges and other amounts you owe in connection with your loan and (iv) to reduce the outstanding principal balance of your loan. Please specify if you want an additional amount applied to future payments, rather than principal reduction.

Postdated checks will be processed on the date received unless a loan counselor agrees to honor the date written on the check as a condition of a repayment plan. Payments by phone received by 6:00 PM Pacific Time on a business day will be effective the same day. Payments by phone received after 6:00 PM Pacific Time or on a nonbusiness day/holiday will be applied to your account no later than the next business day.

For all full month payment periods, interest is calculated on a monthly basis. Accordingly, interest for all full months, including February, is calculated as 30/360 of annual interest, irrespective of the actual number of days in the month. For partial months, interest is calculated daily on the basis of a 365 day year.

Last year's escrow payments

Projected					Actual				
<i>Date</i>	<i>Activity</i>	<i>Paid in</i>	<i>Paid out</i>	<i>Balance</i>	<i>Date</i>	<i>Activity</i>	<i>Paid in</i>	<i>Paid out</i>	<i>Balance</i>
	Beginning balance			\$220.47		Beginning balance			-\$4,328.31
	Esc/Refund	418.78		639.25	03/27/2012	Oct Payment	252.71		-4,075.60 *P
04/01/2012	Apr Payment	354.43		993.68	03/27/2012	Nov Payment	252.71		-3,822.89 P
05/01/2012	May Payment	354.43		1,348.11		Ending balance			-\$3,822.89 D
05/02/2012	County taxes		1,105.53	242.58 *					
06/01/2012	Jun Payment	354.43		597.01					
07/01/2012	Jul Payment	354.43		951.44					
08/01/2012	Aug Payment	354.43		1,305.87					
09/01/2012	Sep Payment	354.43		1,660.30					
10/01/2012	Oct Payment	354.43		2,014.73					
11/01/2012	Nov Payment	354.43		2,369.16					
11/02/2012	County taxes		1,105.53	1,263.63					
12/01/2012	Dec Payment	354.43		1,618.06					
12/02/2012	Homeowners insurance		1,244.00	374.06					
01/01/2013	Jan Payment	354.43		728.49					
02/01/2013	Feb Payment	354.43		1,082.92					
03/01/2013	Mar Payment	354.43		1,437.35					
	Ending balance			\$1,437.35					

* Lowest projected balance

D - The letter (D) beside the escrow balance amount indicates that your mortgage payments are delinquent, and the Beginning balance from Step 2 of HOW WE CALCULATE YOUR ESCROW PAYMENT will not match the Actual Ending Balance from the LAST YEAR IN REVIEW section.

P - The letter (P) beside an amount indicates that the payment or disbursement has not yet occurred but is estimated to occur as shown.

At the time of analysis, Bank of America, N.A. assumes that all scheduled mortgage payments will be made to the effective date of your new payment.

